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02 APR 2007

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In re Application of	:	
WASAKI (deceased)	:	DECISION ON
Application No.: 10/586,949	:	
PCT No.: PCT/JP2005/000968	:	PAPERS
Int. Filing Date: 26 January 2005	:	
Priority Date: 30 January 2004	:	UNDER 37 CFR 1.42
Attorney's Docket No.: 125763	:	
For: SIGNAL DETECTOR	:	

This is a decision on applicants' submission filed in the United States Patent and Trademark Office (USPTO) on 08 November 2006, which was accompanied by a declaration of the inventors. The indication in this declaration that joint inventor Masaru Wasaki is deceased has been treated as a request for status under 37 CFR 1.42.

**BACKGROUND**

On 26 January 2005, applicants filed international application PCT/JP2005/000968, which designated the United States and claimed a priority date of 30 January 2004. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 11 August 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 31 July 2006 (30 July 2006 being a Sunday).

On 25 July 2006, applicants filed a transmittal letter for entry into the national stage in the United States accompanied by, *inter alia*, the basic national fee and a declaration of inventors.

On 08 November 2006, applicants filed the instant submission which was accompanied by, *inter alia*, a second declaration of inventors. The indication in this second declaration that inventor Masaru Wasaki is deceased has been treated as a request for status under 37 CFR 1.42.

**DISCUSSION**

The submission filed 08 November 2006 has been reviewed and has been found in compliance with 37 CFR 1.42. The surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage has been charged to Deposit Account Number 15-0461.

The declaration of inventors filed 08 November 2006 is not in compliance with 37 CFR 1.69(b); specifically applicants have not used one of the pre-approved foreign language forms nor have applicants furnished the requisite statement attesting to the accuracy of the translation.

**CONCLUSION**

For the above reasons, the request for status under 37 CFR 1.42 is **ACCEPTED**.

Applicant is hereby given the time limit of **TWO (2) MONTHS** from the mail date of this communication in order to file either a pre-approved foreign language declaration in compliance with 37 CFR 1.497(a)-(b) or the requisite statement under 37 CFR 1.69(b) that the translation is accurate.

**Failure to timely file a proper response to this decision in a timely manner will result in abandonment of the application with regards to national stage prosecution in the United States.**

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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